



HAROLD BAER
U.S. DISTRICT JUDGE
S. D. N.Y.

United States Attorney
The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

October 5, 2007

BY HAND

The Honorable Harold Baer, Jr.
United States District Judge
Southern District of New York
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street
New York, New York 10007

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 10/9/07

Re: United States v. Edward Greco
07 Cr. 870(HB)

Dear Judge Baer:

Pursuant to Your Honor's request at the conference on this matter on October 3, 2007, I write to respectfully inform the Court that the Northern District of New York is not willing to transfer its Indictment against the defendant for robbery to this district. It is my understanding from the Assistant United States Attorney assigned to the defendant's case in that district that in the next few weeks, the defendant will be transferred pursuant to a writ to that district to appear on the Indictment. As any conviction on the Indictment in the Northern District of New York affects the potential sentence on the charges in this case, I respectfully request that the conference in this matter scheduled for October 25, 2007 be adjourned until November 29, 2007, in order to afford sufficient time for the defendant to appear in the Northern District of New York and for a conference in that case to be held. Defense counsel joins in this request for an adjournment.

The Government also respectfully requests that the Court exclude time from the date of this letter until November 29, 2007, pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(8)(A). The ends of justice served by such continuance outweigh the interest of the public and the defendant in a speedy trial because the continuance will allow

the Government to collect and produce discovery to the defendant and the defense to review that discovery. Defense counsel consents to this request for the exclusion of time.

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney
Southern District of New York

By: 

Carrie H. Cohen
Assistant U.S. Attorney
(212) 637-2264

cc: David E. Patton, Esq. (by facsimile)

*My view as I
thought I made clear in
Court is I don't care who or
where this man is tried but
since this is class to a single
transaction let at least sell to
report back to me if you can
send the Sec 87 article that is
in it - obviously ask for
always meaningful I el
address one article
OCT 23 10:51 AM
HAROLD BAER, JR., U.S.D.J.*

Date: 10/9/07

Endorsement:

My view as I thought I made clear in Court is I don't care who or where this man is tried but since this is close to a single transaction let's at least see and report back to me if you can send the escape there as well - obviously ask defendant's lawyer meanwhile I'll adjourn only until November 1 at 10:00 A.M.